## **Exhibit 5 to Second Amended and Supplemental Complaint**

				B/W PRIOR		_	Balance Of	Bal Of Cur Year			
PRODUCT	Dec Franchise Revenue	2003 Full Year Actual	2002 Full Year Actual	YTD Franchise Revenue	% Change Year Over	Jan Franchise Revenue	Current Year Thru 12/31 Pipeline	Weighted Pipeline	2004 Full Year Forecast	2003 Full Year Plan	B/W 2003 Full Year Plan
M&A	. ;	4,579	23,370	(18.791)	%08-	,	9.432	1,769	1,769	20,000	(15,421)
Other Advisory Total Advisory	97	5,656	23,370	(17,715)	.76%		9,432	1,769	1,769	20,000	(14,344)
Cost Hedging / Goodwill Funding / Loan Shortfall	Ţ	(587)	(1,199)	612	-51%						(587)
Cross Selling	, ,	4.171	2.856	1,315	46%		, ,			20,000	(15,829)
Total Cross Selling / Other		4,844	1,657	3,187	192%			•		20,000	(15,156)
HYCM	2,464	38,823	18,730	20,02	107%		6,131	2,319	2,319	•	38,823
Loan Syndications	4,381	34,607	13,832	20,775	150%	•		•			34,807
Total Debt Products	6,845	73,429	32,562	40,867	126%		6,131	2,319	2,319	40,000	33,429
Equity		5,008	30,025	(25,017)	-83%	, ,	29,475	983	683	25,000	(19,992)
Equity Linked Total Equity		30,282	35,957	(5,675)	-16%	,	29,475	983	983	25,000	5,282
Total Cornorate Finance Product	6.871	114.212	93,547	20,685	22%	,	45,038	5,070	5,070	105,000	9,212

	ANNION CONTROL OF THE			
PRODUCT	DEAL	Franchise Revenue Dec	Franchise Revenue YTD(Dec)	Franchise Revenue Jan
	Acme Communications - general advisory (D006356) Alibritton Communications - General Advisory (News Ch 8) (D020686) Echostar - acqn advisory and financing (GM - HE) (D014601) Kerasotes Theatre - M&A advisory (D026624) TH Lee/Bain/Blackstone - EXCLUSIVITY for Houghton Mifflin / Versailles (D025086) Tribune Co - general advisory (radio assets) (D002234)		923 602 1,389 219 1,013	
Total M&A		5 10 10 10 10 10 10 10 10 10 10 10 10 10	4,579	-
Total Other Advisory	JC Decaux - USD 400 million Private Placement - April 03 (D031470) MediaNation - sponsoring agreement (D027084)	26 <b>26</b>	1,051 26 <b>1,077</b>	1 1
Total Advisory		26	5,656	9
Total HYCM	Allbritton Communications - HY (4Q 02) (D020406) Allbritton Communications - HY (4Q 02) (D020406) Allbritton Communications - HY Offering (1Q03) (D030214) Carlyle/Welsh - acq fincg for Qwest Dex West(Phase II) / Phase 2 (D025662) Carlyle/Welsh - acq fincg for Qwest Dex East (Phase 1) / Phase 1 (D023503) DirecTV - bank/HY financing (1Q 03) (D030500) Echostar - acqn advisory and financing (GM - HE) (D014601) Gray Television - HY offering (4Q 02) (D025884) Hughes/PanAmSat - Project Pelican/interim financing 1Q02 / Pelican 1 (D015959) Lin TV - convertible bond & HY offerings (2Q03) (D031437) MediaNews Group - HY offering (4Q 02) (D031906) RH Donnelley - acq financing for Sprint Yellow Pages (D025434) Salem Communications - HY offering (4Q 02) (D027241) Sinclair Broadcast - HY offering (2Q 03) (D030913) Sinclair Broadcast Group - HY offering (4Q 02) (D026013) Spanish Broadcasting - Financing (4Q 03) (D031269)	544	(61) 1,472 5,363 (130) 4,378 16,227 33 (146) 787 7,487 (213) 544 53 165 11,920 38,823	
I Otal II TOW			>=>(>>	

	AVVIEW AND CALCULATION OF A CALCULATION				Case
PRODUCT	DEAL	Franchise Revenue Dec	Franchise Revenue YTD(Dec)	Franchise Revenue Jan	1:07-cv-
	AOL Time Warner - \$3.5bn refinancing - Q4 03 (D032976) Carlyle/Welsh - acq fncg for Qwest Dex West(Phase II) / Phase 2 (D025662) DirecTV - bank/HY financing (1Q 03) (D030500) Echostar - acqn advisory and financing (GM - HE) (D014601) Gray Talavision - bank/amuity financing (4O 02) (D025657)	3,181	3,181 6,868 7,840 8,829 131	, , , , ,	05471-BSJ-
	Kerasotes Theaters - Bank Financing (3Q 02) (D021255) Lin TV - bank financing (1Q 03) (D030158) Loews Cineplex (M6162) Loews Cineplex Entertainment - exit financing (1Q 02) (D016576) Loews Corporation - HY/Bank Refinancing (D031832) Pegasus Media Communications - bank financing (1999) (D995604) RH Donnelley - acq financing for Sprint Yellow Pages (D025434)	400	229 232 34 400 428 66 5,011		KNF Docum
Total Loan Syndications	RH Donnelley - Repricing & amendment of facility (Q4 03) (D034360) Spanish Broadcasting - refinancing (4Q03) (D031597) TH Lee/Bain/Blackstone - EXCLUSIVITY for Houghton Mifflin / Versailles (D025086)	800 - - 4,381	800 234 324 34,607		ent 33-7
Total Debt Products		6,845	73,429	ı	Fi
Total Equity Linked	Getty Images - \$240mm Convertible Offering (Q2 2003) (D032057)  iVillage mtm (M1575)  Kodak - \$500mm Convertible (Q4 2003) (D033874)  Lin TV - convertible bond & HY offerings (2Q03) (D031437)  Sinclair Broadcast Group - convertible offering (2Q 03) (D031655)  Vivendi - exchangeable bond trade (Project Hydra) / Hydra (D023323)		2,831 39 165 1,162 287 20,800 <b>25,274</b>	. , , , , , ,	led 06/16/2008
	Citadel Broadcasting - IPO (3Q 2003) (D023066) Digital River - block trade (3Q03) (D031830) Gray Television - bank/equity financing (4Q 02) (D022657) MediaNation - sponsoring agreement (D027084) TIVo - Block Trade (2Q03) (D026160)		3,622 753 70 0 563		Page 4 of 9

	A SON NICELIAN NAME AND A SON OF THE SON OF			
PRODUCT	JEAL	Franchise Revenue Dec	Franchise Revenue YTD(Dec)	Franchise Revenue Jan
Total Equity			5,008	T .
Total Equity			30,282	
	AOI. Time Warner - Strategic Lending Contract (M4545)	,	(63)	,
	AOL Time Warner - Strategic Lending Contract (M7350)	1	(11)	1
	Infinity Broadcasting - Strategic Lending Contract (M2221)	•	(366)	t
	Tribune - Strategic Lending Contract (M6230)		(88)	ı
	Viacom - Strategic Lending Contract (M5907)	1	(49)	*
Total Cost Hedging / Go	Total Cost Hedging / Goodwill Funding / Loan Shortfall	2	(587)	•
	IC Decays - 1 ISD 400 million Private Placement - April 03 (D031470)	ı	940	t
	Mediacom - swap (D031356)	•	320	•
Total Cross Selling		4	1,260	8
		ı	y a	1
	Ciear Channel - IG Bond (iVib0u2)	1 1	88	
	Compast - 1G offering (ZQUS) (DOSS43)	,	202	ı
	Compast Colb - 10 Ordening (1% 65) (2002) (2003) (2003) (2003) (2003)	ī	45	
	IOS Capital LLC - \$350mm 7 year notes Q2 03 (D032251)	•	441	ı
	JCDecaux -IG Bond Revenue (M7706)	ı	866	1
	Liberty Media - 1G offering (2Q03) (D031643)	1	37	1
	Pitney Bowes - 1G Offering (Q2 2003) (D031561)	r	1,214	•
	Scholastic - IG Bond Revenue (M6188)	1	51	•
	Viacom - \$750mm - IG Bond - Q2 03 (D031766)	•	123	•
Total GM DCM JV		1	4,171	8
			7 077	
Total Cross Selling / Other	161	,	4,644	
Total Comorate Einance Product	Product	6,871	114,212	
וסומו כסולכו מה ווייים	7 I I LYGARCI			

					Franchise Value	se Value				
PRODUCT DEAL	PROBABILITY	LITY	Jan	Feb	Mar	Apr	Balance Of Year 2004	Future Years	Franchise Revenue Total	Probability Weighted Pipeline
Arturo Moreno - advisory for Anaheim Angels (D030970)		100	786	•	,			•	786	786
BusinessWire - general advisory (D005685)		52	· •		•		3,930	•	3,930	983
Kim Magnes Estate · divestiture advisory (D033651)		0	•		•	•	3,930		3,930	
Thomson - c/b general advisory (Project Hollywood - 2004) / Hollywood3 (D03239)	032395)	0	-	•	,	786	•		786	•
Total M&A			786	•	•	786	7,860	,	9,432	1,769
Total Advisory			786			786	7,860		9,432	1,769
ComCorn of America - HY Offering (40 p3) (D032463)		7.5			2 3.5B			,	2 3 5 8	1 769
Jones Media Networks - HY offering (4003) (D032555)		22			2 '	2.201			2.201	550
Time Warner Telecom - Bank/Hy \$500mm Q1 2004 (D034003)		0	•	,	1,672	ı	ı	,	1,572	
Total HYCM					3,930	2,201		1	6,131	2,319
Total Debt Products				•	3,930	2,201			6,131	2,319
AOL · monetisation of Time Warner Telecom stake (D034002)		0			3,930		·	•	3,930	
Google - IPO (D034544)		25	,		•		3,930		3,930	983
Salem Communications - secondary offering (3Q 02) (D024428)		0			983	,	•		983	
Time Warner Cable - IPO (D026173)		0	ı	i		•	20,633	,	20,633	
Total Equity			•		4,913		24,563	_	29,475	983
Total Equity				•	4,913	•	24,563	•	29,475	983
Total Corporate Finance Product			786		8.843	2,987	32.423	,	45.038	5.070

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			_	DEC	YTD DEC FRANCHISE	JAN	2004 FRANCHISE	FRANCHISE	
BANKER	DEAL	PRODUCT	PROB	VALUE	VALUE	VALUE	PIPELINE	PIPELINE	
Amling, Jeffrey	Citadel Broadcasting - IPO (3Q 2003) (D023066)	Equity-IPO	<b>∀</b>		3,622	•	•	•	
	Direct V - bank/HY financing (10 03) (D030500)	Serior Bank Debt	₹ Ž Ž		7,840		,		
	100	Acquisition Advisory	N/A		1,389	,			
	Echostar - acqn advisory and financing (GM - HE) (D0146C1)	Bonds-Corporale High Yield	N/A	1	16,227			,	
	Echostar - acqn advisory and financing (GM - HE) (D0148C1)	Senior Bank Debt	¥ :	,	8,829				
	Hughes/PanAmSat - Project Pelican/interim financing 1002 / Pelican 1 (D015959)	Bonds-Corporate High Yield	₹ è	,	(146)	1	, 6	•	
	Kim Magnes Estate - divestiture advisory (U033651)  MadiaNelia - UV8466 6mg 100 cm CEM - Davi Dug / Dug 4 6cig ECM/ (D000404)	County ID	8 Z	, ,	٠. ټ		008'0		
	Medianom - production of Color and and one of the color o	Derivatives-Credit	( <b>4</b>		320		•	•	
	Spotal: Brandrast - XV offeding (20 ms) (P020013)	Bonds-Comorale High Yield	ν V	•	S	٠	4		
	Sinclair Broadcast Group - HV offering (40 02) (D026013)	Bonds-Corporate High Yield	×		165	•			
	Sinclair Broadcast Group - convertible offering (20 03) (0031655)	Equity-Convertible Bonds	۷ Z	•	287	,			
	Spanish Broadcasting - refinancing (4Q03) (D031597)	Bonds-Corporate High Yield	A/N	,	159	r	٠		
	Spanish Broadcasting - refinancing (4Q03) (D031597)	Senior Bank Debt	¥ X		234		t	•	
	TH Lee/Bain/Blackstone - EXCLUSIVITY for Houghton Mifflin ; Versailles (D025086)	Acquisition Advisory	ď.		1,013	,	•		
	TH Lee/Bain/Blackstone - EXCLUSIVITY for Houghton Mifflin ; Versailles (D025086)	Bonds-Corporate High Yield	Š:	(1,296)	3,334	,		•	
	H. Lee/Bain/Blackstone - EXCLUSIVII f for Houghton Mirrin ; Versalles (DUZDUSS)	Senior bank Debt Bonde-Com Investment Grade	¥ 2		123			• 1	
	ממסקו - פר ססקו ווי בס מחום - כל סס (בססף ססק				2				
Carey, Charles	Arturo Moreno - advisory for Anaheim Angels (D030970)	Acquisition Advisory	100%			٠	786	•	
;	Carlyle/Welsh - acq fncg for Qwest Dex West(Phase II) / Phase 2 (D025662)	Bonds-Corporate High Yield	V/V		5,363		•		
	Carlyle/Welsh - acq fincg for Qwest Dex West(Phase II) / Phase 2 (0025662)	Senior Bank Debt	₹:		898'9	•	•		
	Carlyle/Welsh- acq fincg for Qwest Dex East (Phase 1) / Phase I (D023503)	Bonds-Corporate High Yield	¥ S		(130)	r	•		
		Equity-IPO	Z/2		3,522		• 1	1 1	
	UC Decaux - USD 400 million Private Placement - April 03 (DC31470)	Defination Plantage Rate	2 2		2 0 4 C	•			
		Fivate Flacement-Debt	Z Z	. ,	<u> </u>			F 1	
	MediaNation - shousoidh annaement (CO27084)	Consultancy Advisory	X X	56	. 59	,	•	,	
	MediaNation - sponsoring agreement (C027084)	Equity-IPO	Š	<b>:</b> •	0		•	•	
	RH Donnelley - acq financing for Sprint Yellow Pages (D025434)	Bonds-Corporate High Yield	Ϋ́		7,487	·	,		
	RH Donnelley - acq financing for Sprint Yellow Pages (D025434)	Senior Bank Debt	₹ Z		5,011	ı	t	•	
	Sinciair Broadcast Group - convertible offering (2Q 03) (D01655) Viacom - \$750mm - 1G Bond - O2 03 (D031768)	Equity-Convertible bonds Bonds-Com, Investment Grade	K K Z Z	. ,	123				
Chang, Liz	AOL - monetisation of Time Warner Telecom stake (D034602)	Equity-Follow On	%0	. ;			3,930		
	AOL Time Wamer - \$3.5bn refinancing - Q4 03 (D032976)	Senior Bank Debt	ď ž	3,181	3,181		•		
	ACINE COMMUNICATIONS - general advisory (DU06556) Allbritton Communications - General Advisory (News Ch 8) (D030686)	Divestiture Advisory Fairness Opinion	Z Z		923 602				
	Albritton Communications - HY (4Q 02) (D020406)	Bonds-Corporate High Yield	N/A		(61)	•	1		
	Alibrition Communications - HY Offering (1003) (D030214)	Bonds-Corporate High Yield	¥.	•	1,472				
	Gray Television - HY offering (4G 02) (D025884)	Bonds-Corporate High Yield	X Z		8 5 E	• 1			
	Gray Television - banklequity interking (4k, uk.) (D022007) Gray Television - banklequity financing (40, 02) (0022657)	Senior Bank Debt	Ç X		131	, ,			
	Jones Media Networks - HY offening (4003) (D032555)	Bonds-Corporate High Yield	25%			,	2,201	1	
	Lin TV - bank financing (1Q 03) (D030158)	Senior Bank Debt	N/A	•	232				
		Bonds-Corporate High Yield	Y.		787				
	Lin TV - convertible bond & HY offerings (2003) (D031437)	Equity-Convertible Bonds	Υ S	,	1,152	•			
	Loews Corporation - HY/Bank Retrianding (D031832) MediaNation - HK/8445 Ame IPO on CENT - Prof Burs / Burs / Asia FOM) /D000494)	Senior Bank Debt	K K	, ,	11				
	MediaNews Group - HY Offering (4003; (D03/906)	Bonds-Corporate High Yield	N/A	,	783			•	
		Bonds-Corporate High Yield	N/A	•	(213)		, 6	•	
	Salem Communications - secondary offering (3Q 02) (D024428)	Equity-Follow On	8 8	1	•		983		
	Tithing Co - peneral advisory (radio assets) (D00234)	Divestiture Advisory	ŠŽ		433		200	•	
	Young Broadcasting - HY Offering (Q4 03) (D031268)	Bonds-Corporate High Yield	A/X	1,920	1,920		,		
Dunn, David R.	Carlyle/Welsh - acq fncq for Qwest Dex West(Phase II) / Phase 2 (D025862)	Bonds-Corporate High Yield	A/N	•	5.363		,	•	
	Cartyle/Welsh - acq fincg for Qwest Dex West(Phase II) / Phase 2 (0025862)	Senior Bank Debt Bonds-Comorate High Yield	A A		6,868				
	Carlyie/vveish- acq incg for Gwest Dex Tast (Pridae 1)/ Pridae 1 (Corocco)	DOLIGO-COLPORAR I 1991 1 1 2 2			1221				

				DEC	YTD DEC	JAN	2004 2004	FRANCHISE
BANKER	DEAL RH Donnelley - Repricing & amendment of facility (Q4 03) ;D034360) RH Donnelley - acq financing for Sprint Yellow Pages (D025434) RH Donnelley - acq financing for Sprint Yellow Pages (D025434)	PRODUCT Senior Bank Debt Bonds-Corporate High Yield Senior Bank Debt	PROB N/A N/A N/A	VALUE 800	VALUE 800 7,487 5,011	VALUE	PIPELINE	PIPELINE
Faulstich, Blair	Citadel Broadcasting - IPO (30, 2003) (D023066)  DirecTV - bank/HY financing (10, 03) (D030500)  DirecTV - bank/HY financing (10, 03) (D030500)  Echostar - bank/HY financing (10, 03) (D030500)  Echostar - acqn advisory and financing (6M - HE) (D014601)  Echostar - acqn advisory and financing (6M - HE) (D014601)  Echostar - acqn advisory and financing (6M - HE) (D014601)  Hughas/Pankm/Ba - Poljed Pelicanfinlerim financing 10,22 / Pelican 1 (D015959)  Shaclar Braodcast - HY offering Q4 03 (D033831)  Sinclair Braodcast - Inferest rate ewap (40, 2003) (D033425)  Sinclair Broadcast Group - HY offering (40, 02) (D026013)  Sinclair Broadcast Group - conventible offering (20, 03) (D03155)  Sparish Broadcasting - refinancing (4003) (D031597)  Sparish Broadcasting - refinancing (4003) (D031597)	Equity-IPO Bonds-Corporate High Yield Senior Bank Debi Acquisition Advisory Bonds-Corporate High Yield Fquity-Convertible Bonds Bonds-Corporate High Yield Senior Bank Debt	Z Z Z Z Z Z Z Z Z Z Z Z Z Z Z Z Z Z Z	,	3,622 4,378 4,378 1,389 16,227 16,227 16,227 5,44 5,54 5,54 16,5 16,5 16,5 17,9 17,9 17,9 17,9 17,9 17,9 17,9 17,9			
Graves, Daniel B.	Alibrition Communications - General Advisory (News Ch 8) (D020686) Alibrition Communications - HY (4G 02) (D020406) Alibrition Communications - HY (4G 02) (D020406) Alibrition Communications - HY Offering (1002) (D030214; Gray Television - HY offering (4G 02) (D022864) Gray Television - bank-equity financing (4G 02) (D022857) Gray Television - bank-equity financing (4G 02) (D022857) Salem Communications - HY offering (4G 02) (D022424) Salem Communications - secondary Offering (3G 02) (D021428) Tribune Co - general advisory (radio assets) (D002234)	Fairness Opinion Bonds-Corporate High Yield Bonds-Corporate High Yield Bonds-Corporate High Yield Equiliy-Follow On Senfor Bank Debt Bonds-Corporate High Yield Equiliy-Follow On Divestilure Advisory	N N N N N N N N N N N N N N N N N N N		602 (61) 1,472 33 70 131 (213)			
Maurus, Zach	Digital River - block trade (3Q03) (D031830) Google - IPO (D034644) Liberty Media - 1G offering (2Q03) (D031643) Vivendi - exchangeable bond trade (Project Hydra) / Hydra (D023323)	Block Trade EquityIPO Bonds-Corp. Investment Grade Equity- Exchangeable Debt	N/A 25% N/A N/A		753 37 20,800		3,930	
Morris, J.L. Malcolm	AOL · monetisation of Time Warner Telecom stake (D034002) Getty Images - \$240mm Convertible Offering (Q2 2003) (E032057) Hughes/PanAmbat Project Pelican/Interim financing (QCZ / Pelican 1 (D015959) SBA Communications - HY offering Q3 (D033831) Time Warner Cable - \$3.50n - Q4 03 (D038836) Time Warner Cable - IPO (D026173) Time Warner Telecom - BankHy \$500mm Q1 2004 (D034003)	Equity-Follow On Equity-Convertible Bonds Bonds-Corporate High Yield Bonds-Corporate High Yield Senior Bank Debt Equity-IPO Bonds-Corporate High Yield Bonds-Corporate High Yield	0% N/A N/A 0% 0% 0%	44	2,831 (146) 544	1.1.1.1.1.1	3,930 - - - 20,633 1,572	
Paul, Gregory R.	Adme Communications - general advisory (D008359) ComCorp of America - HY Offering (4Q.03) (D023463) Jones Media Networks - HY offering (4Q.03) (D023556) Kerasotes Theatres - Bark Finanching (40.03) (D023556) Kerasotes Theatres - Bark Finanching (30.02) (D021255) Kerasotes Theatre - M&A advisory (D025624) Lin TV - convertible bond & HY offerings (20.03) (D031437) Lin TV - convertible bond & HY offerings (20.03) (D031437) Lin TV - convertible bond & HY offerings (20.03) (D031437) Loews Chopation - HY/Bank Refinancing (10.03 1832) Medialwew Group - HY Offering (40.03) (D031805) Pegasus Madia Communications - bank finanching (1989) (D955604) Young Broadcasting - HY Offering (40.03) (D031289)	Divestiture Advisory Bonds-Corporate High Yield Bonds-Corporate High Yield Bonds-Corporate High Yield Senior Bank Debt Bonds-Corporate High Yield Bonds-Corporate High Yield Senior Bank Debt Senior Bank Debt Bonds-Corporate High Yield Senior Bank Debt Bonds-Corporate High Yield Bonds-Corporate High Yield Bonds-Corporate High Yield Bonds-Corporate High Yield	25% 25% 25% 25% 25% 25% 25% 25% 25% 25%		923 229 229 231 232 787 1,152 400 428 783 66		2.358	
Triffo, Dyan	BusinessVvire - general advisory (D005685) Liberty Media - 1G offering (2003) (D031643)	Divestiture Advisory Bonds-Corp. Investment Grade	25% N/A	. ,	37	<b>•</b> 1	3,930	

				DEC	YTD DEC	JAN	2004	FRANCHISE
				FRANCHISE	FRANCHISE	FRANCHISE	FRANCHISE	FUTURE
	DEAL	PRODUCT	PROB	VALUE	VALUE	VALUE	PIPELINE	PIPELINE
. c	Concest - IG offering (2003) (D031603)	Bonds-Corp. Investment Grade	ΥN	,	696	1		
<i>i</i>	Compast Com . 1G offerion (10 03) (0026353)	Bonds-Corp. Investment Grade	۵X		207			•
	Fastman Korlak - \$500mm (G Offering (4O 2003) (D033559)	Bonds-Corp. Investment Grade	N/A		45	•	•	
	10.5 Carital 11.C \$350mm 7 year notes 02 03 (D032251)	Bonds-Corp. Investment Grade	N/A	•	441	,	,	•
	Kodak - &S00mm Convertible (O4 2003) (D033874)	Equity-Convertible Bonds	A/N		165	,	•	•
	Pitney Rower - 1G Offering (Q2 2003) (D031561)	Bonds-Corp. Investment Grade	Z/A		1,214			•
	Pitney Bowes - investment grade offering (2003) (D032397)	Bonds-Corp, Investment Grade	20%		•	•	,	•
	Themsen - of penetal advisory (Project Hollowood - 2004) (Hollowood (D032395)	Acquisition Advisory	%	•			786	
	TWO Block Trade (2003) (0026160)	Block Trade	A/A	•	263		•	,

DB 000844